HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 2027 of 2005 (SS)

Smt. Raigni Bhatt w/o Sri Surya Mani Bhatt
Manager Sri Krishna Samriti Bal
Vidhiyalaya Sanchalan Samiti, Bhatkoti, Post Gyansu,
Patti Sarjula, District Tehri Garhwal .....Petitioner

Versus

1. Zila Basic Shiksha Adhikari, New Tehri
2. Additional District Education Officer (Basic) Tehri Garhwal
3. Chandi Prasad s/o late Sri Moti Ram, Chairman, Junior High School Shiksha Prabhandkari Samiti Sri Hari Krishna Bhatt Junior High School, Bhatkoti, Post Gyansu, Patti Sarjula, District Tehri Garhwal
4. Registrar, Firms Societies & Chits (Uttaranchal), 8-A Bangali Mohalla Near E.C. Road, Dehradun, District Dehradun .....Petitioner

Sri Rakesh Thapliyal, Advocate for the petitioner
Sri N.S. Negi, Advocate for the respondents.

Dated: 25.7.2006

Hon'ble Rajesh Tandon, J.

Heard Sri Rakesh Thapliyal counsel for the petitioner and Sri N.S. Negi Sri Sharad Sharma counsel for the respondents.

By the present writ petition, the petitioner has prayed for a writ of certiorari quashing the office letters dated 5.12.2005 and 25.01.2005 as well as advertisement dated 8.12.2005, annexure-14 to the writ petition.

Briefly stated petitioner Bal Vidhiyalaya Sanchalan Samiti, Bhatkoti is a registered society. The institution was

given recognition of Grade ‘A’. Accordingly to the petitioner the document pertaining to the grant in aid in respect to the said institution was sent by the Zila Basic Shiksha Adhikari to the Regional Assistant Director of Education (Basic). Sri Roshan Lal, Principal of the Institution constituted a parallel Committee of Management and papers were submitted before the Assistant Registrar Firms and Societies for registration.

The dispute is regarding election of Office bearers, which comes within the preview of section 25 (1) of the Societies Registration Act, 1960, the Registrar may refer the dispute to the Prescribed Authority, who shall decide the dispute in accordance with law. In case such an application is filed before the Registrar, the same shall be decided expeditiously within three months.

Subject to the observation made above, writ petition is disposed of.

No order as costs.

Dated: 25.7.2006 **Rajesh Tandon, J.**
*Dhyani